

SENATE RESOLUTION 40

By Kelsey

A RESOLUTION to direct the Tennessee bureau of investigation to permit the immediate inspection of certain investigative files, records and other documents requested by the Senate Judiciary Committee pursuant to Tennessee Code Annotated, Section 10-7-504(a)(2)(A).

WHEREAS, on August 27, 2012, the Tennessee Attorney General's Office and the Tennessee Bureau of Investigation announced a cooperative investigation, with assistance from the Comptroller of the Treasury, of allegations related to R. Steven Bebb, District Attorney General of the 10th Judicial District; and

WHEREAS, the investigation was initiated in response to findings contained in an audit report released by the Comptroller on July 10, 2012, media reports of alleged wrongdoing and other complaints received by the TBI;

WHEREAS, on or about March 27, 2013, the Attorney General issued a report following the investigation and concluded that there was not sufficient evidence to indicate that Bebb engaged in criminal conduct and that criminal prosecution was not appropriate; and

WHEREAS, Article VI, Section 6 of the Constitution of Tennessee confers upon the General Assembly the exclusive authority to remove judges and attorneys for the state for cause; and

WHEREAS, the General Assembly cannot make an educated and informed decision with respect to whether it should pursue further action against District Attorney Bebb without inspecting the investigative files and other documents compiled and used by the Tennessee Bureau of Investigation and Attorney General during the course of their investigation; now, therefore,

BE IT RESOLVED BY THE SENATE JUDICIARY COMMITTEE OF THE ONE HUNDRED EIGHTH GENERAL ASSEMBLY OF THE STATE OF TENNESSEE, that pursuant to § 10-7-504(a)(2)(A), the Tennessee Bureau of Investigation is directed, as soon as practicable, to turn over to the Senate Judiciary Committee for inspection all files, records, back-up material, notes, interview transcripts, and other exhibits and materials used in and relating to the investigation by the Bureau and Attorney General of District Attorney General R. Steven Bebb.

BE IT FURTHER RESOLVED that an appropriate copy of this resolution be prepared for and transmitted to the Director of the Tennessee Bureau of Investigation with this final clause omitted from such copy.